

TRANSMITTAL FORM

(To be used for all correspondence
after initial filing)

| | |
|----------------------|--------------------|
| Application Number | 09/747,314 |
| Filing Date | December 22, 2000 |
| First Named Inventor | Jean-Louis Massieu |
| Art Unit | 2876 |
| Examiner Name | Jamara A. Franklin |
| Attorney Docket No. | 480062.730 |

ENCLOSURES (check all that apply)

| | | |
|---|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> CD(s), Number of CD(s) |
| <input checked="" type="checkbox"/> Fee Attached | <input type="checkbox"/> Request for Corrected Filing Receipt | <input type="checkbox"/> After Allowance Communication to Group |
| <input checked="" type="checkbox"/> Amendment/Response | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input checked="" type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Express Abandonment Request | <input checked="" type="checkbox"/> Declaration | <input checked="" type="checkbox"/> Return Receipt Postcard |
| <input type="checkbox"/> Information Disclosure Statement; Form PTO-1449 | <input type="checkbox"/> Statement under 37 CFR 3.73(b) | <input type="checkbox"/> Additional Enclosure(s) (please identify below): |
| <input type="checkbox"/> Cited References | <input type="checkbox"/> Terminal Disclaimer | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53 | | |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | | |

Remarks Declarations (2)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | |
|-----------------|--|-----------------|
| Individual Name | Frank Abramonte | Customer Number |
| | | 35243 |
| Signature |  | |
| Date | October 3, 2003 | |

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

| | |
|-----------------------|-------|
| Typed or printed name | |
| Signature | Date: |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$ 110)

| Complete if Known | |
|----------------------|--------------------|
| Application Number | 09/747,314 |
| Filing Date | December 22, 2000 |
| First Named Inventor | Jean-Louis Massieu |
| Examiner Name | Jamara A. Franklin |
| Art Unit | 2876 |
| Attorney Docket No. | 480062.730 |

| METHOD OF PAYMENT | | | |
|---|--|--|--|
| <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other | | | |
| <input type="checkbox"/> Deposit Account: Deposit Account Number: 19-1090 Deposit Account Name: Seed Intellectual Property Law Group PLLC | | | |
| The Director is authorized to (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input type="checkbox"/> Charge any additional fee(s) during the pendency of this application <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee <input checked="" type="checkbox"/> Charge any deficiencies to the above-identified deposit account. | | | |

| FEE CALCULATION | | | | |
|---------------------|----------|--------------|----------|------------------------|
| 1. BASIC FILING FEE | | | | |
| Large Entity | | Small Entity | | |
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description |
| 1001 | 770 | 2001 | 385 | Utility filing fee |
| 1002 | 340 | 2002 | 170 | Design filing fee |
| 1003 | 530 | 2003 | 265 | Plant filing fee |
| 1004 | 770 | 2004 | 385 | Reissue filing fee |
| 1005 | 160 | 2005 | 80 | Provisional filing fee |
| SUBTOTAL (1) | | | (\$ 0) | |

| 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE | | | | |
|---|--|----|--------------|-----|
| Total Claims | | 33 | Extra Claims | 0 |
| Independent Claims | | 4 | from below | 18 |
| Multiple Dependent | | | * | = 0 |
| | | | * | = 0 |
| Fee Paid Fee from below = 0 | | | | |
| Total Claims 33 -33** = 0 * 18 = 0 Independent Claims 4 -4** = 0 * 86 = 0 | | | | |
| Large Entity Small Entity Fee Code Fee (\$) Fee Code Fee (\$) Fee Description 1202 18 2202 9 Claims in excess of 20 1201 86 2201 43 Independent claims in excess of 3 1203 290 2203 145 Multiple dependent claim, if not paid ** Reissue independent claims over original patent 1204 86 2204 43 ** Reissue claims in excess of 20 and over original patent 1205 18 2205 9 | | | | |
| SUBTOTAL (2) | | | (\$ 0) | |

**or number previously paid, if greater; For Reissues, see above

| FEE CALCULATION (continued) | | | | |
|-----------------------------------|----------|-----------------------------|----------|--|
| 3. ADDITIONAL FEES | | Large Entity Small Entity | | |
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description |
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet |
| 1053 | 130 | 1053 | 130 | Non-English specification |
| 1812 | 2520 | 1812 | 2520 | For filing a request for ex parte reexamination |
| 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action |
| 1805 | 1840* | 1805 | 1840* | Requesting publication of SIR after Examiner action |
| 1251 | 110 | 2251 | 55 | Extension for reply within first month |
| 1252 | 420 | 2252 | 210 | Extension for reply within second month |
| 1253 | 950 | 2253 | 475 | Extension for reply within third month |
| 1254 | 1480 | 2254 | 740 | Extension for reply within fourth month |
| 1255 | 2010 | 2255 | 1005 | Extension for reply within fifth month |
| 1401 | 330 | 2401 | 165 | Notice of Appeal |
| 1402 | 330 | 2402 | 165 | Filing a brief in support of an appeal |
| 1403 | 290 | 2403 | 145 | Request for oral hearing |
| 1451 | 1510 | 1451 | 1510 | Petition to institute a public use proceeding |
| 1452 | 110 | 1452 | 55 | Petition to revive - unavoidable |
| 1453 | 1330 | 1453 | 665 | Petition to revive - unintentional |
| 1501 | 1330 | 1501 | 665 | Utility issue fee (or reissue) |
| 1502 | 480 | 2502 | 240 | Design issue fee |
| 1503 | 640 | 2503 | 320 | Plant issue fee |
| 1460 | 130 | 1460 | 130 | Petitions to the Commissioner |
| 1807 | 50 | 1807 | 50 | Processing fee under 37 CFR 1.17(q) |
| 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Stmt |
| 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) |
| 1809 | 770 | 2809 | 385 | Filing a submission after final rejection (37 CFR § 1.129(a)) |
| 1810 | 770 | 2810 | 385 | For each additional invention to be examined (37 CFR § 1.129(b)) |
| 1301 | 770 | 2801 | 385 | Request for Continued Examination (RCE) |
| 1302 | 900 | 1802 | 900 | Request for expedited examination of a design application |
| Other fee (specify) | | | | |
| *Reduced by Basic Filing Fee Paid | | | | SUBTOTAL (3) (\$ 110) |

| SUBMITTED BY | | Customer Number | |
|-------------------|-----------------|-----------------------------------|-----------------|
| Name (Print/Type) | Frank Abramonte | Registration No Attorney/Agent | 38,066 |
| Signature | | Date | October 3, 2003 |

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

421474_1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Jean-Louis Massieu et al.
Application No. : 09/747,314
Confirmation No. : 1282
Filed : December 22, 2000
For : OPTOELECTRONIC DEVICE AND PROCESS FOR ACQUIRING
SYMBOLS, SUCH AS BAR CODES, USING A TWO-
DIMENSIONAL SENSOR

Examiner : Jamara A. Franklin
Art Unit : 2876
Docket No. : 480062.730
Date : October 3, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Commissioner for Patents:

In response to the Office Action dated June 4, 2003, please extend the period of time for response one month, to expire on October 4, 2003. Enclosed are a Petition for an Extension of Time and the requisite fee. Please amend the application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 12 of this paper.